

IN THE SUPREME COURT OF CALIFORNIA

THE PEOPLE,)	
)	S018634
)	
Plaintiff and Respondent,)	San Bernardino County
)	Super. Ct. No. VCR 3799
v.)	
)	
ISAAC GUTIERREZ, JR.,)	ORDER MODIFYING OPINION
)	[NO CHANGE IN JUDGMENT]
Defendant and Appellant.)	
_____)	

THE COURT:

It is ordered that the opinion filed herein on August 15, 2002, and reported in the Official Reports (28 Cal.4th 1083) be modified as follows:

1. On page 1110, the second sentence of the first paragraph is revised to read:

Ultimately, defendant was wounded by two bullets; neither Officer Dunavent nor Joseph was hit during the exchange of gunfire.

2. On page 1113, the seventh sentence of the fourth paragraph is revised to read:

Defendant admitted he killed Stopher with the shotgun, stating he did so because Stopher “took [his] life.”

3. On page 1145, the fourth sentence of the second complete paragraph is revised to read:

At trial, defendant testified he “fired” the shotgun at Stopher because Stopher “took [his] life.”

This modification does not affect the judgment.